HIGH COURT OF CHHATTISGARH, BILASPUR

W.P. (S) No. 5671 of 2007

PETITIONER Lalit Kumar Yadav, Adopted Son of Late Shri Bodhan Ram, aged about 27 years, R/o. Nayapara Ward, Bhatapara, District- Raipur (C.G.)

Versus

RESPONDENTS

1. State of Chhattisgarh, Through Secretary, Public Works Department, D.K.S. Bhavan, Mantralaya, District- Raipur (C.G.)
2. Engineer-in-Chief, Public Works Department, Sirpur Bhavan, Raipur (C.G.)
3. Superintendent Engineer, Public Works Department, Raipur Division, Raipur (C.G.)
4. Executive Engineer, Public Works Department, Baloda Bazar, District- Raipur (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri Sunil Otwani, counsel for the petitioner.

Shri Yashwant Singh, Govt. Advocate for the State/ respondents , on advance copy.

ORAL ORDER
(25.09.2007)

SUNIL KUMAR SINHA, J.

Heard finally with the consent of the parties.

The brief facts are that the father of the petitioner was working as a Peon in Public Works Department, who died on 20.1.2001. Thereafter, the petitioner moved an application for compassionate appointment on 28.3.2001 and another application was moved on 28.12.2006 with all required forms, testimonials (Annexure-P/2).

The submission of learned counsel for the petitioner is that though the application in appropriate form, as directed, was moved on 28.12.2006, no decision has been taken on the said application and as per the knowledge of the petitioner, the same

is pending in office of respondent No.4. He submits that there is a policy of the State bearing No. F-7-4/2002/1-3, Raipur dated 10th June, 2003, according to which the case of the petitioner has to be considered and disposed of at the earliest. Presently, he makes a limited prayer that this petition may be disposed of with a direction to the concerned authority, particularly respondents No. 2, 3 & 4 to dispose of the application for compassionate appointment filed by the petitioner vide Annexure-P/2.

This limited prayer made by learned counsel for the petitioner is not opposed by the learned for the State.

The same is allowed.

Accordingly, it is directed that if the application filed by the petitioner has not been disposed of so far, it shall be disposed of within a period of 3 months from the date of production of certified copy of this order along with copy of writ petition and document annexed with it by respondents No. 2, 3 & 4 in accordance with law and the result shall be communicated to the petitioner. The petitioner shall be obliged to file these documents within a period of 3 weeks from today.

The petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge

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